

Notice of Allowability

Application No.

09/767,663

Examiner

Charles Chow

Applicant(s)

ZIRUL ET AL.

Art Unit

2685

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 11/18/2004.
2. ☒ The allowed claim(s) is/are 1-17 and 35.
3. ☒ The drawings filed on 28 June 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 11/18/2004 .
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

Detailed Action

Allowable Subject Matter

1. Applicant has filed amendment (11/30/2004) to cancel rejected claims 18-34 in the final office action mailed 7/19/2004, and to withdraw the Notice of appeal filed 10/19/2004, after telephone interview 11/18/2004. Claims 1-17, 35 were allowed in the previous final office action 7/19/2004.

2. Claims 1-17, 35 are allowable over the prior art of record.

The prior art fails to teach singly, particularly, or in combination, the subject matter for an apparatus, method, comprising a cellular telephone transceiver, a processor coupled to the transceiver, a first memory coupled to the processor and adapted for storage of a plurality of predetermined telephone numbers, a keypad having a plurality of user operable buttons coupled to the processor, a program accessible to the processor and having instructions adapted to causing the transceiver to dial a particular predetermined number selected from plurality of predetermined numbers upon operation of a button selected from the plurality of buttons, a second memory coupled to the processor and adapted for storage of information identifying one or more authorized telephone callers, a talk button coupled to processor, and a program accessible to the processor and having instructions adapted for causing the processor to generate a signal upon the transceiver detecting an incoming call from at least one of the one or more authorized telephone callers and adapted for not generating the signal upon detection of an incoming call from caller that is not at least one of the one or more authorized telephone callers, wherein the first memory is programmable by an authorized user to enter the plurality of predetermined telephone numbers and to

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control calls made by the apparatus; providing an internet web site having user selectable options for operating a cellular telephone, receiving a user selected options, encoding the user selected option into a digital data stream, forwarding the digital data stream to a transmitter having a communication protocol compatible with the cellular telephone and located within range of location of the cellular telephone, wirelessly transmitting the digital steam from the transmitter to the cellular telephone, the digital data stream including information for programming the cellular telephone for at least limiting telephone calls received by the cellular telephone and limiting telephone calls made by the cellular telephone, as shown in independent claims 1, 35. The dependent claims are also allowable due to their dependency upon the independent claims.

The closest patent to Atkins et al. (US 5,487,108) teaches the programming the predetermined authorized telephone number (abstract, col. 1, lines 44-48, col. 2, lines 48-60), memory has predetermined telephone number (col. 4, lines 33-36), remote radio transmission for programming predetermined authorized telephone number to replace the plug/socket 10 (col. 2, lines 54-60), by authorized parents (col. 2, lines 61-67). Atkins does not teach the memory has a first memory and a second memory for respective predetermined telephone numbers and information identifying one or more authorized callers, a talk button, a processor, a program accessible to processor and having instructions adapted for causing the processor to generate a signal upon detecting an authorized incoming caller and not to generate the signal upon detecting unauthorized caller.

Amin (US 6,567,671 B2) teaches the cellular telephone can maintaining updated

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screening list and specifying call handling, the personal computer 400 can transmits screening list (Fig. 2, Fig. 4) to a cellular telephone (Fig. 1, col. 2, lines 57-61; col. 5, lines 15-19, and program execution in col. 10, lines 41-65), for the screening the incoming calls. Amin does not teach the memory has first memory and second memory for respective predetermined telephone numbers and information identifying one or more authorized callers, a talk button, a program accessible to processor and having instructions adapted for transceiver to dial a particular predetermined telephone number selected from plurality of predetermined number upon operating one of the button, for dialing out a telephone number.

Dennis (US 6,542,733 B1) teaches controlling dialing out of the personal telephone by utilizing personal computer 111, internet 110 (Fig. 1), users add telephone numbers and configure profile information to wireless network via a internet (abstract, col. 1, lines 54-63; col. 2, lines 38-49; the personal dialing in col. 6, lines 15-27; computer program in col. 9 line 37 to col. 10, lines 42). Dennis does not teach the memory has first memory and second memory for respective predetermined telephone numbers and information identifying one or more authorized callers, a talk button, generating a signal upon detecting authorized caller and not generating a signal upon detecting an unauthorized caller, having instructions adapted for transceiver to dial a particular predetermined telephone number, the first memory is programmable by authorized user to enter predetermined telephone number.

Other patents, Bertocci et al. (US 6,148,213), Yokev et al. (US 5,583,517), and Haartsen (US 2002/0075,940 A1), are also considered but they do not teach the claimed features.

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Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles Chow whose telephone number is (703)-306-5615. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Urban, can be reached at (703)-305-4385.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231


or faxed to: (703) 872-9306 (for Technology Center 2600 only)

Hand-delivered responses should be brought to 220 South 20th Street, Crystal Plaza Two, Lobby, Room 1B03, Arlington, VA 22202 (Customer Window).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

Charles Chow *CC*

November, 19, 2004.


EDWARD F. URBAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600